

1 U.S. MAGISTRATE JUDGE DAVID W. CHRISTEL
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10 UNITED STATES DISTRICT COURT
11 WESTERN DISTRICT OF WASHINGTON
12 TACOMA DIVISION

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14 RICHARD L.,

15 Civil No. 3:19-cv-05570-DWC

16 Plaintiff,

17 vs.

18 COMMISSIONER OF SOCIAL SECURITY,

19 Defendant.

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22 ORDER REVERSING AND REMANDING
23 DEFENDANT'S DECISION TO DENY
24 BENEFITS

25 Based on the stipulation of the parties, it is hereby ORDERED that the above-captioned
26 case be REVERSED and REMANDED for further administrative proceedings pursuant to
27 sentence four of 42 U.S.C. § 405(g). On remand, the Appeals Council will instruct the
28 Administrative Law Judge to offer Plaintiff the opportunity for a *de novo* hearing; further
evaluate the 2019 opinion from Paul Gray, MA, LMHC; obtain updated evidence from a medical

1 expert regarding the nature and severity of Plaintiff's mental impairments; further evaluate
2 Plaintiff's substance use, if appropriate; and issue a new decision.

3 Upon proper application, the Court will consider whether reasonable attorney fees should
4 be awarded pursuant to the Equal Access to Justice Act, 28 U.S.C. § 2412(d).

5 DATED this 12th day of December, 2019.
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9 David W. Christel
10 United States Magistrate Judge
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13 Presented by:

14 s/ Lisa Goldoftas
15 LISA GOLDOFTAS
16 Special Assistant U.S. Attorney
17 Office of the General Counsel
18 Social Security Administration
19 701 Fifth Avenue, Suite 2900 M/S 221A
20 Seattle, WA 98104-7075
21 Telephone: (206) 615-3858
22 Fax: (206) 615-2531
23 lisa.goldoftas@ssa.gov
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26
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